



October 31, 2019

CERTIFIED MAIL: 7018 0680 0000 1036 2202

RETURN RECEIPT REQUESTED

Chief, Environmental Enforcement Section  
Environment and Natural Resources Division  
U.S. Department of Justice  
Box 7611 Ben Franklin Station  
Washington, D.C. 20044-7611  
Re: DOJ No. 90-5-2-1-10459

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RETURN RECEIPT REQUESTED

Director, Air Enforcement Division  
Office of Civil Enforcement  
U.S. EPA Headquarters, MC 2242A  
1200 Pennsylvania Ave., NW  
Washington, D.C. 20460

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RETURN RECEIPT REQUESTED

Chief, Air and TRI Section  
Enforcement Division  
U.S. Environmental Protection Agency  
Region 9  
75 Hawthorne Street  
San Francisco, CA 94105

**RE: Consent Decree No. CV-15-02206-PHX-DLR – Notification of Operating Limit Exceedance**


To whom it may concern:

ASARCO LLC (Asarco) is submitting this notification per Consent Decree No. CV-15-02206-PHX-DLR Paragraph 57 of an emission limit exceedance. While reviewing the Method 5b performance test results from the Acid Plant tail gas it was observed that the average value for total non-sulfuric particulate matter was 7.6 mg/dscm. The limit for the Acid Plant non-sulfuric PM is 6.2 mg/dscm. Three, four-hour tests were conducted on 9/16/19 from 13:04-17:11, 9/17/19 from 8:31-12:38 and 9/17/19 from 13:12-17:17. The results of these individual runs were 8.1 mg/dscm, 7.4 mg/dscm and 7.3 mg/dscm,

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respectively. The cause of this exceedance is still under investigation and Asarco will provide the results of the investigation.

If there are any questions, please contact Jeff Anderson at (520) 356-3208.



Rodolfo Rubio Castillo  
General Manager  
Hayden Operations

RRC/rcg

pc: S. Gasser  
A. Veek